

**TRANSMITTAL AND NOTICE OF APPROVAL OF
STATE PLAN MATERIAL**

FOR: HEALTH CARE FINANCING ADMINISTRATION

1. TRANSMITTAL NUMBER:

0 3 — 1 2

2. STATE:

West Virginia

3. PROGRAM IDENTIFICATION: TITLE XIX OF THE SOCIAL
SECURITY ACT (MEDICAID)TO: REGIONAL ADMINISTRATOR
HEALTH CARE FINANCING ADMINISTRATION
DEPARTMENT OF HEALTH AND HUMAN SERVICES

4. PROPOSED EFFECTIVE DATE

July 1, 2003

5. TYPE OF PLAN MATERIAL (Check One):

☐ NEW STATE PLAN☒ AMENDMENT TO BE CONSIDERED AS NEW PLAN☐ AMENDMENT

COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT (Separate Transmittal for each amendment)

6. FEDERAL STATUTE/REGULATION CITATION:

Social Security Act 1902 (a)(10)(A)

7. FEDERAL BUDGET IMPACT:

a. FFY 2003 \$ 80,042

b. FFY 2004 \$ 240,128

8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:

Attachment 2.2A, pg. 23d
Attachment 2.6A, pgs. 12c, 12d, 12e,
12f, 12g, 12h, 12i, 12j, 12k, 12l,
12m, 12n, 12o
Supplement 8a to Attachment 2.6A, pg2
Supplement 8b to Attachment 2.6A, pg29. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION
OR ATTACHMENT (If Applicable):

NONE

10. SUBJECT OF AMENDMENT:

This plan amendment establishes a Medicaid buy-in program for working
disabled individuals.

11. GOVERNOR'S REVIEW (Check One):

☐ GOVERNOR'S OFFICE REPORTED NO COMMENT☐ COMMENTS OF GOVERNOR'S OFFICE ENCLOSED☐ NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL☐ OTHER, AS SPECIFIED:

12. SIGNATURE OF STATE AGENCY OFFICIAL:

13. TYPED NAME:

Nancy V. Atkins, MSN, RNC, NP

14. TITLE:

Commissioner

15. DATE SUBMITTED:

September 29, 2003

16. RETURN TO:

Nancy V. Atkins, MSN, RNC, NP
Commissioner
Bureau for Medical Services
350 Capitol Street, Room 251
Charleston, WV 25301-3706

FOR REGIONAL OFFICE USE ONLY

17. DATE RECEIVED:

SEPTEMBER 30, 2003

18. DATE APPROVED:

DEC 22 2003

PLAN APPROVED - ONE COPY ATTACHED

19. EFFECTIVE DATE OF APPROVED MATERIAL:

JULY 1, 2003

20. SIGNATURE OF REGIONAL OFFICIAL:

21. TYPED NAME:

MARY T. McSORLEY

22. TITLE: ASSOCIATE REGIONAL
ADMINISTRATOR, DMCH

23. REMARKS:

Revision:

ATTACHMENT 2.6-A

Page 12c

OMB No.:

State: West Virginia

Citation	Condition or Requirement
1902(a)(10)(A) (ii)(XIII) of the Act	<p>(i) <u>Working Individuals with Disabilities - BBA</u></p> <p>In determining countable income and resources for working individuals with disabilities under the BBA, the following methodologies are applied:</p> <p>_____ The methodologies of the SSI program.</p> <p>_____ The agency uses methodologies for treatment of income and resources more restrictive than the SSI program. These more restrictive methodologies are described in Supplement 4 (income) and/or Supplement 5 (resources) to Attachment 2.6-A.</p> <p>_____ The agency uses more liberal income and/or resource methodologies than the SSI program. More liberal methodologies are described in Supplement 8a to Attachment 2.6-A. More liberal resource methodologies are described in Supplement 8b to Attachment 2.6-A.</p>

TN No. 03-12

Supersedes

TN No. New

Approved

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Effective Date

JUL 01 2003

Citation	Condition or Requirement
1902(a)(10)(A) (ii)(XV) of the Act	<p data-bbox="579 336 1450 417">(ii) <u>Working Individuals with Disabilities - Basic Coverage Group - TWWIIA</u></p> <p data-bbox="674 449 1450 559">In determining financial eligibility for working individuals with disabilities under this provision, the following standards and methodologies are applied:</p> <p data-bbox="674 597 1450 668"><u> </u> The agency does not apply any income or resource standard.</p> <p data-bbox="768 706 1450 817">NOTE: If the above option is chosen, no further eligibility-related options should be elected.</p> <p data-bbox="674 855 1450 925"><u> X </u> The agency applies the following income and/or resource standard(s):</p> <p data-bbox="674 963 1450 1034">Countable income not to exceed 250% of the Federal poverty level.</p> <p data-bbox="674 1072 1450 1253">The individual's countable unearned income, using social security income program methodology, may not exceed the Federal Supplemental Security Income benefit rate for one person plus the general income exclusion.</p> <p data-bbox="674 1291 1450 1402">Countable resources not to exceed \$2000 for a single individual or \$3000 for an individual who lives with a legal spouse.</p> <p data-bbox="674 1440 1450 1510">Countable resources do not include liquid assets of up to \$5000 for an individual and \$10,000 for a family.</p> <p data-bbox="768 1549 1450 1766">NOTE: "Liquid assets" are cash or assets payable in cash on demand, including financial instruments that can be converted to cash within twenty working days. For purposes of this article, national, state and local holidays are not working days.</p>

Revision:

ATTACHMENT 2.6-A

Page 12e

OMB No.:

State: West Virginia

Citation	Condition or Requirement
1902(a)(10)(A) (ii)(XV) of the Act (cont.)	<u>Income Methodologies</u> In determining whether an individual meets the income standard described above, the agency uses the following methodologies. <input type="checkbox"/> The income methodologies of the SSI program. <input type="checkbox"/> The agency uses methodologies for treatment of income that are more restrictive than the SSI program. These more restrictive methodologies are described in Supplement 4 to Attachment 2.6-A. <input checked="" type="checkbox"/> The agency uses more liberal income methodologies than the SSI program. More liberal income methodologies are described in Supplement 8a to Attachment 2.6-A.

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Effective Date JUL 01 2003

Revision:

Attachment 2.6-A

Page 12f

State: West Virginia

OMB No:

Citation	Condition or Requirement
1902(a)(10)(A) (ii)(XV) of the Act (Cont.)	<p data-bbox="766 440 1100 476"><u>Resource Methodology</u></p> <p data-bbox="766 512 1443 625">In determining whether the individual meets the resource standard described above, the agency uses the following methodologies.</p> <p data-bbox="766 661 1443 1066">Unless one of the following items is checked the agency, under the authority of section 1902 (r)(2) of the Act, disregards all funds held in retirement funds and accounts, including private retirement accounts such as IRAs and other individual accounts, and employer-sponsored retirement plans such as 401(k) plans, Keogh plans, and employer pension plans. Any disregard involving retirement accounts is separately described in Supplement 8b to Attachment 2.6-A.</p> <p data-bbox="766 1102 1443 1208">_____ The agency disregards funds held in employer-sponsored retirement plans, but not private retirement plans.</p> <p data-bbox="766 1244 1443 1427">_____ The agency disregards funds in retirement accounts in a manner other than those described above. The agency's disregards are specified in Supplement 8b to Attachment 2.6-A.</p>

TN No. 03-12
Supersedes
TN No. New

Approved DEC 22 2003

Effective Date JUL 01 2003

Revision:

ATTACHMENT 2.6-A

Page 12g

OMB No.:

State: West Virginia

Citation	Condition or Requirement
1902(a)(10)(A) (ii)(XV) of the Act (cont.)	<p><input type="checkbox"/> The agency does not disregard funds in retirement accounts.</p> <p><input checked="" type="checkbox"/> The agency uses resource methodologies in addition to any indicated above that are more liberal than those used by the SSI program. More liberal resource methodologies are described in Supplement 8b to Attachment 2.6-A.</p> <p><input type="checkbox"/> The agency uses the resource methodologies of the SSI program.</p> <p><input type="checkbox"/> The agency uses methodologies for treatment of resources that are more restrictive than the SSI program. These more restrictive methodologies are described in Supplement 5 to Attachment 2.6-A.</p>

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Citation	Condition or Requirement
1902(a)(10)(A) (ii)(XVI) of the Act	<p>(ii) <u>Working Individuals with Disabilities - Employed</u> <u>Medically Improved Individuals - TWWIIA</u></p> <p>In determining financial eligibility for employed medically improved individuals under this provision, the following standards and methodologies are applied:</p> <p><input type="checkbox"/> The agency does not apply any income or resource standard.</p> <p>NOTE: If the above option is chosen, no further eligibility-related options should be elected.</p> <p><input checked="" type="checkbox"/> The agency applies the following income and/or resource standard(s):</p> <p>Countable income not to exceed 250% of the Federal poverty level.</p> <p>The individual's countable unearned income, using social security income program methodology, may not exceed the Federal Supplemental Security Income benefit rate for one person plus the general income exclusion.</p> <p>Countable resources not to exceed \$2000 for a single individual or \$3000 for an individual who lives with a legal spouse.</p> <p>Countable resources do not include liquid assets of up to \$5000 for an individual and \$10,000 for a family.</p> <p>NOTE: "Liquid assets" are cash or assets payable in cash on demand, including financial instruments that can be converted to cash within twenty working days. For purposes of this article, national, state and local holidays are not working days.</p>

Revision:

ATTACHMENT 2.6-A

Page 12i

OMB No.:

State: West Virginia

Citation	Condition or Requirement
1902(a)(10)(A) (ii)(XVI) of the Act (cont.)	<p><u>Income Methodologies</u></p> <p>In determining whether an individual meets the income standard described above, the agency uses the following methodologies.</p> <p>_____ The income methodologies of the SSI program.</p> <p>_____ The agency uses methodologies for treatment of income that are more restrictive than the SSI program. These more restrictive methodologies are described in Supplement 4 to Attachment 2.6-A.</p> <p><u>X</u> The agency uses more liberal income methodologies than the SSI program. More liberal methodologies are described in Supplement 8a to Attachment 2.6-A.</p>

TN No. 03-12

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TN No. New

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DEC 22 2003

Effective Date

JUL 01 2003

Revision:

Attachment 2.6-A

Page 12j

State: West Virginia

OMB No:

Citation	Condition or Requirement
1902(a)(10)(A) (ii)(XVI) of the Act	<p><u>Resource Methodologies</u></p> <p>In determining whether the individual meets the resource standard described above, the agency uses the following methodologies.</p> <p>Unless one of the following items is checked the agency, under the authority of section 1902 (r)(2) of the Act, disregards all funds held in retirement funds and accounts, including private retirement accounts such as IRAs and other individual accounts, and employer-sponsored retirement plans such as 401(k) plans, Keogh plans, and employer pension plans. Any disregard involving retirement accounts is separately described in Supplement 8b to Attachment 2.6-A.</p> <p>_____ The agency disregards funds held in employer-sponsored retirement plans, but not private retirement plans.</p> <p>_____ The agency disregards funds in retirement accounts in a manner other than those described above. The agency's disregards are specified in Supplement 8b to Attachment 2.6-A.</p>

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Effective Date

JUL 01 2003

Revision:

ATTACHMENT 2.6-A
Page 12k
OMB No.:

State: West Virginia

Citation	Condition or Requirement
1902(a)(10)(A) (ii)(XVI) of the Act (cont.)	<input type="checkbox"/> The agency does not disregard funds in retirement accounts.
	<input checked="" type="checkbox"/> The agency uses resource methodologies in addition to any indicated above that are more liberal than those used by the SSI program. More liberal resource methodologies are described in Supplement 8b to Attachment 2.6-A.
	<input type="checkbox"/> The agency uses the resource methodologies of the SSI program.
	<input type="checkbox"/> The agency uses methodologies for treatment of resources that are more restrictive than the SSI program. These more restrictive methodologies are described in Supplement 5 to Attachment 2.6-A.

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